

MINUTES OF THE SENATE NATURAL RESOURCES COMMITTEE

The meeting was called to order by Chairwoman Carolyn McGinn at 8:30 a.m. on March 18, 2010, in Room 144-S of the Capitol.

All members were present.

Committee staff present:

Kristen Kellems, Office of the Revisor of Statutes
Corey Carnahan, Kansas Legislative Research Department
Raney Gilliland, Kansas Legislative Research Department
Stanley Rasmussen, U.S. Army, Senate Fellow
Grace Greene, Committee Assistant

Conferees appearing before the Committee:

Representative Larry Powell, District 117

Others attending:

See attached list.

The Committee began the hearing on **HB 2548 - Drainage district No. 2 of Finney county; election of board members.**

Representative Larry Powell, District 117 (Attachment 1) addressed the Committee as a proponent of **HB 2548.** Representative Powell stated that the bill is a technical clean-up to correct a bill which was passed to stagger the terms of Drainage District No. 2 in Finney County. The way it is written currently would require a special election and the proposed bill would correct that problem.

The Committee discussed removing the House amendment, section 1 from **HB 2434 - State parks; relating to naming thereof requiring the opening of the west entrance of Tuttle Creek State Park.**

Senator Abrams made a motion to remove the House amendment from the HB 2434. Senator Francisco seconded the motion. The motion carried.

Chairwoman McGinn made a motion to put the contents of SB 380 - Establishing fees for wildlife and parks cabins into HB 2434 and give the Revisor the latitude to make technical changes to the bill. Senator Lee seconded the motion. The motion carried.

Chris Tymenson, Wildlife and Parks, briefed the Committee on **HB 2646 - Clothing requirements while hunting deer or elk.**

Mr. Tymenson took questions from the Committee.

Senator Lee made a motion to move the contents of HB 2646 into HB 2434. Senator Teichman seconded the motion. The motion carried.

Senator Teichman moved to pass HB 2434 as amended favorably to the floor. Senator Lee seconded the motion. The motion carried.

The Committee discussed recent actions of the Attorney General's Office and Kansas Department of Health and Environment (KDHE) in regard to the Environmental Protection Agency (EPA) and filing written statements.

John Mitchell, KDHE, took questions from the Committee concerning written comments to the EPA. Mr. Mitchell stated that comments were filed on December 23rd and that the comments were not properly vetted through the legal staff, so the comments were withdrawn.

Mr. Mitchell took questions from the Committee.

CONTINUATION SHEET

Minutes of the Senate Natural Resources Committee at 8:30 a.m. on March 18, 2010, in Room 144-S of the Capitol.

Senator Tim Huelskamp took questions from the Committee concerning, **SR 1809 - Opposing the United States Environmental Protection Agency's greenhouse gas regulation by rulemaking.**

Senator Huelskamp stated that the Governor's Office has decided to not join other Governors' letters concerning the EPA standards and to let remarks from KDHE stand.

Senator Abrams made a motion to delete the first three words of line 18 of SR 1809 and add the "Regional Administrator and Director of the EPA" to line 4 on page 2 of the resolution. Senator Pilcher-Cook seconded the motion. The motion carried.

Senator Huelskamp took questions from the Committee.

Mr. Mitchell took questions from the Committee.

Senator Abrams requested a copy of the letter which KDHE had withdrawn from Mr. Mitchell and a time line of actions.

Senator McGinn stated that she would draft a letter to the Kansas Attorney General's and the Governor's offices concerning this issue.

Senator Abrams made a motion to amend SR 1809 by adding "Attorney General of the State of Kansas." Senator Pilcher-cook seconded the motion. The motion carried.

Senator Pilcher-Cook moved to pass SR 1809 as amended out of the Committee favorably. Senator Teichman seconded the motion. The motion carried.

Senator Francisco requested her pass vote be recorded on **SR 1809.**

Chairwoman McGinn recommended **SB 553 - Recovering migrating natural gas** and **SB 510 - Creating a conservation use water right** be included in an interim study.

The Committee discussed the time line for interim studies and the possibility of having an equal number of Senate and House members.

Senator Teichman made a motion to ask for an interim Committee on SB 553 and SB 510. Senator Taddiken seconded the motion. The motion carried.

Chairwoman McGinn stated she may call a meeting at the rail on the morning of March 19, 2010.

The meeting was adjourned at 9:16 a.m.

SENATE NATURAL RESOURCES COMMITTEE

Guest Roster

3-18-2010

Name	Representing
John Donley	KS Lusk Assn
Doug Smith	Haysville Surface Owners Assn
Mark Stock	KDWP
Chris Tymeson	KDWP
John Mitchell	KDHE
Tam Cooss	KDHE
Galen Brey	KRWADJ
Mark Scherben	Westar
Steve Swatter	KFB
Tom Conley	Southern Star, Attorney, CIG
Teresa James	Southern Star
John Peterson	Capital Strategy
Karl STANTON	NORTHERN NATURAL GAS Co.
Katie Howard	KDA
Leslie Kaufman	Ks Coop Council
JEAN MILLEC	CAPITOL STRATEGIES

Please Use Black Ink.

STATE OF KANSAS

LARRY POWELL
REPRESENTATIVE, 117TH DISTRICT
2209 GRANDVIEW EAST
GARDEN CITY, KS 67846-9668
(620) 275-6789
STATEHOUSE, 142-W
TOPEKA, KANSAS 66612
(785) 296-7694



TOPEKA

HOUSE OF
REPRESENTATIVES

COMMITTEE ASSIGNMENTS
CHAIRMAN: AGRICULTURE AND NATURAL
RESOURCES
VICE CHAIRMAN: AGRICULTURE AND NATURAL
RESOURCES BUDGET
MEMBER: TAXATION

March 18, 2010

Testimony in favor of **HB 2548**
Natural Resources Committee
Room 144-S

Chairman McGinn and members of the Committee, thank you for hearing **HB 2548**, which essentially is a technical cleanup.

We passed a bill in the past to stagger the terms of Drainage District No. 2 in Finney County, Kansas. The purpose was to develop a continuity in the Board so that not all new members would start their positions at the same time. The action accomplished what we wanted but caused another problem - as the bill was written, it would have required a special election. This new legislation is to correct that problem.

I appreciate your consideration of this bill and will stand for questions.

Representative Larry Powell
District 117

SENATE NATURAL RESOURCES
3-18-10
Attachment 1